

AMENDMENT IN THE NATURE OF A SUBSTITUTE
To H.R. 3172
OFFERED BY MR. MCKEON

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Welfare-to-Work
3 Amendments of 1999”.

4 **SEC. 2. FLEXIBILITY IN ELIGIBILITY FOR PARTICIPATION**
5 **IN WELFARE-TO-WORK PROGRAM.**

6 (a) **HARD-TO-EMPLOY LONG-TERM RECIPIENTS.—**
7 Section 403(a)(5)(C)(ii) of the Social Security Act (42
8 U.S.C. 603(a)(5)(C)(ii)) is amended—

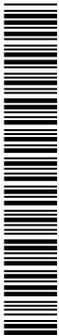
9 (1) by striking “REQUIRED BENEFICIARIES.—”
10 and inserting “HARD-TO-EMPLOY RECIPIENTS.—”;

11 (2) in the matter preceding subclause (I)—

12 (A) by striking “shall expend at least 70
13 percent of all” and inserting “may expend”;
14 and

15 (B) by striking “, or for the benefit of non-
16 custodial parents,”;

17 (3) in the matter preceding item (aa) of sub-
18 clause (I)—



1 (A) by striking “At least 2” and inserting
2 “Any”;

3 (B) by striking “apply” and inserting “ap-
4 plies”; and

5 (C) by striking “or the noncustodial par-
6 ent”;

7 (4) in item (aa) of subclause (I), by striking “,
8 and has low skills in reading or mathematics”;

9 (5) by adding at the end of subclause (I) the
10 following:

11 “(dd) The individual has
12 English reading, writing, or com-
13 puting skills at or below the 8th
14 grade level.

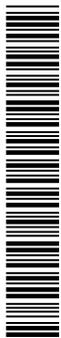
15 “(ee) The individual is
16 homeless.

17 “(ff) The individual has a
18 disability.

19 “(gg) The individual has
20 been a victim of domestic vio-
21 lence.”; and

22 (6) in the matter preceding item (aa) of sub-
23 clause (II), by striking “or the minor children of the
24 non-custodial parent”.

25 (b) NONCUSTODIAL PARENTS.—



1 (1) IN GENERAL.—Section 403(a)(5)(C) of such
2 Act (42 U.S.C. 603(a)(5)(C)) is amended—

3 (A) by redesignating clauses (iii) through
4 (viii) as clauses (iv) through (ix), respectively;
5 and

6 (B) by inserting after clause (ii) the fol-
7 lowing:

8 “(iii) NONCUSTODIAL PARENTS.—An
9 entity that operates a project with funds
10 provided under this paragraph may use the
11 funds to provide services in a form de-
12 scribed in clause (i) to noncustodial par-
13 ents with respect to whom the require-
14 ments of the following subclauses are met:

15 “(I) The noncustodial parent is
16 unemployed, underemployed, or hav-
17 ing difficulty in paying child support
18 obligations.

19 “(II) At least 1 of the following
20 applies to a minor child of the non-
21 custodial parent (with preference in
22 the determination of the noncustodial
23 parents to be provided services under
24 this paragraph to be provided by the
25 entity to those noncustodial parents



1 with minor children who meet, or who
2 have custodial parents who meet, the
3 requirements of item (aa)):

4 “(aa) The minor child or the
5 custodial parent of the minor
6 child meets the requirements of
7 clause (ii)(II).

8 “(bb) The minor child is eli-
9 gible for, or is receiving, benefits
10 under the program funded under
11 this part.

12 “(cc) The minor child re-
13 ceived benefits under the pro-
14 gram funded under this part in
15 the 12-month period preceding
16 the date of the determination but
17 no longer receives such benefits.

18 “(dd) The minor child is eli-
19 gible for, or is receiving, assist-
20 ance under the Food Stamp Act
21 of 1977, benefits under the sup-
22 plemental security income pro-
23 gram under title XVI of this Act,
24 medical assistance under title
25 XIX of this Act, or child health



1 assistance under title XXI of this
2 Act.

3 “(III) In the case of a noncusto-
4 dial parent who becomes enrolled in
5 the project on or after the date of the
6 enactment of this clause, the non-
7 custodial parent is in compliance with
8 the terms of an oral or written per-
9 sonal responsibility contract entered
10 into among the noncustodial parent,
11 the entity, and (unless the entity dem-
12 onstrates to the Secretary that the en-
13 tity is not capable of coordinating
14 with such agency) the agency respon-
15 sible for administering the State plan
16 under part D, which was developed
17 taking into account the employment
18 and child support status of the non-
19 custodial parent, which was entered
20 into not later than 30 (or, at the op-
21 tion of the entity, not later than 90)
22 days after the noncustodial parent
23 was enrolled in the project, and which,
24 at a minimum, includes the following:



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“(aa) A commitment by the noncustodial parent to cooperate, at the earliest opportunity, in the establishment of the paternity of the minor child, through voluntary acknowledgement or other procedures, and in the establishment of a child support order.

“(bb) A commitment by the noncustodial parent to cooperate in the payment of child support for the minor child, which may include a modification of an existing support order to take into account the ability of the noncustodial parent to pay such support and the participation of such parent in the project.

“(cc) A commitment by the noncustodial parent to participate in employment or related activities that will enable the noncustodial parent to make regular child support payments, and if the noncustodial parent has not at-



1 tained 20 years of age, such re-
2 lated activities may include com-
3 pletion of high school, a general
4 equivalency degree, or other edu-
5 cation directly related to employ-
6 ment.

7 “(dd) A description of the
8 services to be provided under this
9 paragraph, and a commitment by
10 the noncustodial parent to par-
11 ticipate in such services, that are
12 designed to assist the noncusto-
13 dial parent obtain and retain em-
14 ployment, increase earnings, and
15 enhance the financial and emo-
16 tional contributions to the well-
17 being of the minor child.

18 In order to protect custodial parents
19 and children who may be at risk of
20 domestic violence, the preceding provi-
21 sions of this subclause shall not be
22 construed to affect any other provi-
23 sion of law requiring a custodial par-
24 ent to cooperate in establishing the
25 paternity of a child or establishing or



1 enforcing a support order with respect
2 to a child, or entitling a custodial par-
3 ent to refuse, for good cause, to pro-
4 vide such cooperation as a condition
5 of assistance or benefit under any
6 program, shall not be construed to re-
7 quire such cooperation by the custo-
8 dial parent as a condition of partici-
9 tion of either parent in the program
10 authorized under this paragraph, and
11 shall not be construed to require a
12 custodial parent to cooperate with or
13 participate in any activity under this
14 clause. The entity operating a project
15 under this clause with funds provided
16 under this paragraph shall consult
17 with domestic violence prevention and
18 intervention organizations in the de-
19 velopment of the project.”.

20 (2) CONFORMING AMENDMENT.—Section
21 412(a)(3)(C)(ii) of such Act (42 U.S.C.
22 612(a)(3)(C)(ii)) is amended by striking “(vii)” and
23 inserting “(viii)”.



1 (c) RECIPIENTS WITH CHARACTERISTICS OF LONG-
2 TERM DEPENDENCY; CHILDREN AGING OUT OF FOSTER
3 CARE.—

4 (1) IN GENERAL.—Subclause (II) of section
5 403(a)(5)(C)(iv) of such Act (42 U.S.C.
6 603(a)(5)(C)(iv)(II)), as so redesignated by sub-
7 section (b)(1)(A) of this section, is amended to read
8 as follows:

9 “(II) to children—

10 “(aa) who have attained 18
11 years of age but not 25 years of
12 age; and

13 “(bb) who, before attaining
14 18 years of age, were recipients
15 of foster care maintenance pay-
16 ments (as defined in section
17 475(4)) under part E or were in
18 foster care under the responsi-
19 bility of a State.”.

20 (2) CONFORMING AMENDMENTS.—Section
21 403(a)(5)(C)(iv) of such Act (42 U.S.C.
22 603(a)(5)(C)(iv)), as so redesignated by subsection
23 (b)(1)(A) of this section, is amended—

24 (A) in the heading by inserting “HARD TO
25 EMPLOY” before “INDIVIDUALS”; and



1 (B) in the last sentence by striking “clause
2 (ii)” and inserting “clauses (ii) and (iii) and, as
3 appropriate, clause (v)”.

4 **SEC. 3. LIMITED VOCATIONAL EDUCATIONAL AND JOB**
5 **TRAINING INCLUDED AS ALLOWABLE ACTIVITIES.**
6 **TIES.**

7 Section 403(a)(5)(C)(i) of the Social Security Act (42
8 U.S.C. 603(a)(5)(C)(i)) is amended by inserting after sub-
9 clause (VI) the following:

10 “(VII) Not more than 6 months
11 of vocational educational or job train-
12 ing.”.

13 **SEC. 4. CERTAIN GRANTEES AUTHORIZED TO PROVIDE EM-**
14 **PLOYMENT SERVICES DIRECTLY.**

15 Section 403(a)(5)(C)(i)(IV) of the Social Security
16 Act (42 U.S.C. 603(a)(5)(C)(i)(IV)) is amended by insert-
17 ing “, or if the entity is not a private industry council
18 or workforce investment board, the direct provision of such
19 services” before the period.

20 **SEC. 5. SIMPLIFICATION AND COORDINATION OF REPORT-**
21 **ING REQUIREMENTS.**

22 (a) **ELIMINATION OF CURRENT REQUIREMENTS.—**
23 Section 411(a)(1)(A) of the Social Security Act (42 U.S.C.
24 611(a)(1)(A)) is amended—



1 (1) in the matter preceding clause (i), by insert-
2 ing “(except for information relating to activities
3 carried out under section 403(a)(5))” after “part”;
4 and

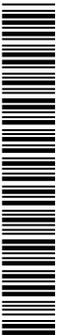
5 (2) by striking clause (xviii).

6 (b) ESTABLISHMENT OF REPORTING REQUIRE-
7 MENT.—Section 403(a)(5)(C) of the Social Security Act
8 (42 U.S.C. 603(a)(5)(C)), as amended by section 2(b)(1)
9 of this Act, is amended by adding at the end the following:

10 “(x) REPORTING REQUIREMENTS.—
11 The Secretary of Labor, in consultation
12 with the Secretary of Health and Human
13 Services, shall establish requirements for
14 the collection and maintenance of financial
15 and participant information and the re-
16 porting of such information by entities car-
17 rying out activities under this paragraph.”.

18 **SEC. 6. MODIFICATION OF SET-ASIDE OF PORTION OF WEL-**
19 **FARE-TO-WORK FUNDS FOR SUCCESSFUL**
20 **PERFORMANCE BONUS.**

21 Section 403(a)(5)(E)(vi) of the Social Security Act
22 (42 U.S.C. 603(a)(5)(E)(vi)) is amended by striking
23 “\$100,000,000” and inserting “\$35,000,000”.



1 **SEC. 7. FUNDING AMENDMENT.**

2 Section 403(a)(5)(I)(i) of the Social Security Act (42
3 U.S.C. 603(a)(5)(I)(i)) is amended by striking
4 “\$1,500,000,000” and all that follows and inserting “for
5 grants under this paragraph—

6 “(I) \$1,500,000,000 for fiscal
7 year 1998; and

8 “(II) \$1,335,000,000 for fiscal
9 year 1999.”.

